

THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of

Barry Howard LEE et al.

Application No.: 10/591,691

Filing Date: July 10, 2007

For: TAPE MEASURES PROVIDING
ACCESS TO THE SPOOLED BLADE



Mail Stop ISSUE FEE

Allowed: May 4, 2009

Group Art Unit: 2841

Examiner: Richard A. Smith

Confirmation No. 3036

COMMENTS ON EXAMINER'S STATEMENT OF REASONS FOR ALLOWANCE

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicants note with appreciation the receipt of a Notice of Allowance and Fee(s) Due dated May 4, 2009. Attached thereto is an Examiner's Statement of the Reasons for Allowance. It is asserted therein that the application is patentable because the prior art does not disclose or suggest certain limitations quoted from the claims. It is axiomatic that a claim is properly allowable if the prior art fails to disclose or suggest a single aspect or limitation of the claimed invention. The statements contained in the Examiner's Statement of Reasons for Allowance imply that multiple claim limitations are necessary to distinguish the presently claimed invention of the applied prior art. Applicants respectfully traverse any such assertions.

Applicants expressly wish to avoid any negative inferences which could be drawn by an absence to challenge the above-mentioned statements, or any other statements contained in the Examiner's Statement of Reasons for Allowance.

Respectfully submitted,

BUCHANAN INGERSOLL & ROONEY PC

Date: July 30, 2009
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